IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| IN RE APPLICATION OF: |) |
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| NOBUYUKI KAWAI ET AL. |) GROUP ART UNIT: 2746 |
| SERIAL NO.: UNASSIGNED DIV. OF SERIAL NO.: 08/904,312 |) EXAMINER: L. NGUYEN) |
| FILED: HEREWITH |) |
| FOR: METHOD AND APPARATUS FOR TRANSMITTING DATA |) ATTY. DKT. NO. 002918.00023 |

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with Applicants' duty of disclosure, the enclosed information is submitted to the United States Patent and Trademark Office in connection with the above-identified application. The information is identified on the attached PTO Form-1449.

This application relies, under 35 U.S.C. §120, on the earlier filing date of prior U.S. Application Serial No. 08/904,312 filed on July 31, 1997. The references identified on the attached Form PTO 1449 were submitted to and/or cited by the Patent and Trademark Office in these prior applications and, therefore, copies are not required to be provided in this application. See 37 C.F.R. Section 1.98(d).

Applicant does not waive any right to take appropriate action to establish patentability over the listed documents should they be applied as references against the claims of the present application.

NOBUYUKI KAWAI ET AL. (Divisional of U.S. Serial No. 08/904,312)

It is respectfully requested that the Examiner fully consider each of the documents, initial the enclosed Form PTO-1449 in the appropriate place to indicate that the document has been considered, and return a copy of the initialed form to the undersigned in accordance with MPEP Section 609.

Respectfully submitted,

By:

Joseph M. Potenza

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Dated: January 6, 2004

| PTO-1449 (Modified) | ATTY. DOCKET NO. SERIAL NUMBER Div. of 08/904,312 | | |
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| U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | APPLICANT | | |
| · · | Noboyuki Kawai et al. | | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | FILING DATE | GROUP ART UNIT | |
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Spragins et al., Telecommunications Protocols and Design, Addison-Wesley Publishing Company, pages 316-321, 328-329, July, 1992.

EXAMINER: Initial citation if reference was considered. Draw line through citation if not in conformance to MPEP 609 and not considered. Include copy of this form with next communication to applicant.